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Attorneys for Plaintiff and Counter-Defendant CENTOCOR ORTHO BIOTECH, INC. and Third-Party Defendants GLOBAL PHARMACEUTICAL SUPPLY GROUP, LLC, CENTOCOR BIOLOGICS, LLC and JOM PHARMACEUTICAL SERVICES, INC.

IN THE UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

CENTOCOR ORTHO BIOTECH, INC.,

Plaintiff,

v.

GENENTECH, INC. and CITY OF HOPE,

Defendants.

AND RELATED COUNTER AND THIRD-PARTY ACTIONS.

Case No. CV 08-03573 MRP (CTx)

**[PROPOSED] ORDER ON  
 PLAINTIFF'S *EX PARTE*  
 APPLICATION FOR LEAVE TO  
 TAKE DEPOSITION OF WITNESS  
 SHARON CRANE AFTER THE  
 DISCOVERY CUT-OFF DATE**

Date: TBA  
 Time: TBA  
 Place: Hon. Mariana Pfaezler,  
 Courtroom 12

1 The Court, having considered Centocor Ortho Biotech, Inc. ("Centocor") *Ex*  
2 *Parte* Application For Leave to Take Deposition of Witness Sharon Crane After the  
3 Discovery Cut-Off Date and Good Cause being found,

4 IT IS HEREBY ORDERED that Centocor's Application is GRANTED as  
5 follows: Cenocor is given leave to take the deposition of Sharon Crane after the  
6 discovery deadline.

7  
8 IT IS SO ORDERED.

9  
10 Dated: \_\_\_\_\_

\_\_\_\_\_  
Honorable Mariana R. Pfaelzer  
United States District Judge

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13 Prepared and submitted by:

14 Connolly Bove Lodge & Hutz LLP

15  
16 By: /s/ Keith D. Fraser

17 Keith D. Fraser  
18 Attorneys for Plaintiff CENTOCOR  
19 ORTHO BIOTECH, INC. and  
20 Third-Party Defendants GLOBAL  
21 PHARMACUETICAL SUPPLY GROUP, LLC,  
22 CENTOCOR BIOLOGICS, LLC and  
23 JOM PHARMACEUTICAL SERVICES, INC  
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## CERTIFICATE OF SERVICE

I, Dori Dellisanti, the undersigned, certify and declare that I am over the age of 18 years, employed in the County of Los Angeles, State of California, and not a party to the above-entitled cause. My business address is Connolly Bove Lodge & Hutz LLP, 333 South Grand Avenue, Suite 2300, Los Angeles, California 90071.

On April 30, 2010, I served the foregoing documents described as:

**[PROPOSED] ORDER ON PLAINTIFF'S EX PARTE APPLICATION FOR LEAVE TO TAKE DEPOSITION OF WITNESS SHARON CRANE AFTER THE DISCOVERY CUT-OFF DATE**

on the following person(s) in this action by placing a true copy thereof enclosed in sealed envelope addressed as follows:

David I Gindler Joseph M Lipner Irell and Manella 1800 Avenue of the Stars Suite 900 Los Angeles, CA 90067-4276	Attorneys for Defendant and Counterclaimant City of Hope Medical Center  Tel: 310-277-1010 Fax: 310-203-7199 Email: <a href="mailto:jlipner@irell.com">jlipner@irell.com</a> ; <a href="mailto:dgindler@irell.com">dgindler@irell.com</a> <a href="mailto:Coh.centocor.team@irell.com">Coh.centocor.team@irell.com</a>
Mark A. Pals Marcus E Sernel Matthew Shiels Kirkland and Ellis LLP 300 North LaSalle Street Chicago, IL 60654	Attorneys for Defendant and Counterclaimant Genentech, Inc.  Tel: 312-861-2000 Fax: 312-861-2200 Email: <a href="mailto:mpals@kirkland.com">mpals@kirkland.com</a> <a href="mailto:msernel@kirkland.com">msernel@kirkland.com</a>
Daralyn J. Durie Ryan Kent Durie Tangri Lemley Roberts & Kent LLP 332 Pine Street Suite 200 San Francisco, CA 94104	Attorneys for Defendant and Counterclaimant Genentech, Inc.  Tel: 415-362-6666  Email: <a href="mailto:ddurie@durietangri.com">ddurie@durietangri.com</a> <a href="mailto:rkent@durietangri.com">rkent@durietangri.com</a>

**[ ] BY MAIL** I am readily familiar with the firm's practice regarding collection and processing of correspondence for mailing. Under that practice it would be deposited with U.S. Postal Service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

**[ ] BY PERSONAL SERVICE:** I caused such envelope to be delivered by hand to the addressee(s) as stated above.

**[ ] FEDERAL EXPRESS:** I am readily familiar with the office practice of Connolly Bove Lodge & Hutz LLP for collecting and processing correspondence for overnight delivery by Federal Express. Such practice is that when correspondence for overnight delivery by Federal Express is deposited with the

1 Connolly Bove Lodge & Hutz LLP personnel responsible fore delivering  
 2 correspondence to Federal Express, such correspondence is delivered to a Federal  
 3 Express location or to an authorized courier or driver authorized by Federal  
 4 Express to receive documents or deposited at a facility regularly maintained by  
 5 Federal Express for receipt of documents on the same day in the ordinary course  
 6 of business.

7 **[X] BY E-MAIL:** (1) I caused copies of the above documents to be emailed to the  
 8 interested parties based on the email addresses indicated herein, and/or (2) based  
 9 on General Order 08-02, the attached document(s) was sent to the person(s) at  
 10 the e-mail addres(es) indicated above through the Court's Electronic Filing  
 11 System (ECF).

12 **[X] FEDERAL** I declare that I am employed in the office of a member of the bar of  
 13 this court at whose direction the service was made.

14 I hereby declare under penalty of perjury that the foregoing is true and correct.  
 15 Executed on April 30, 2010 at Los Angeles, California.

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 Name

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 Signature